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In re Application of:
HARDWICK, Andrew, John, et al.
U.S. Application No.: 10/527,134
PCT No.: PCT/GB03/02781
International Filing Date: 26 June 2003
Priority Date: 26 June 2002
Attorney's Docket No.: 36-1890
For: HAPTIC COMMUNICATIONS

DECISION ON PETITION FOR
REVIVAL OF ABANDONED
APPLICATION UNDER
37 CFR 1.137(b)

The petition for revival under 37 CFR 1.137(b) filed 08 March 2005 in the above-captioned application is hereby **GRANTED** as follows:

Applicants' statements that "the above identified National Phase of PCT/GB2003/002781 was unintentionally abandoned by virtue of the failure to timely file a declaration and pay the filing fee. ... The delay in prosecuting the case (i.e. filing the declaration and paying the filing fee) was unintentional" is construed as the statement required under 37 CFR 1.137(b)(3), that is, a statement that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional." If this is not a proper interpretation of applicants' statement, applicants **must** inform this Office immediately. Based on the above, the requirement of 37 CFR 1.137(b)(3) is considered satisfied.

Applicants have now submitted the basic national fee, and the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application is granted as to the national stage in the United States of America.

The 08 March 2005 submission included an executed declaration. However, this declaration is not in compliance with 37 CFR 1.497. Specifically, the declaration appears to be a compilation; two copies of the same signature page (one executed by each of the two inventors named thereon) has apparently been combined with a single copy of the first page of the declaration. Such compilation is impermissible (see MPEP § 201.03, page 200-7: "Where individual declarations are executed, they must be submitted as individual declarations rather than combined into one declaration"). Accordingly, a declaration in compliance with 37 CFR 1.497 is still required.

This application is being returned to the National Stage Processing Division of the Office of PCT Operations for further processing in accordance with this decision, including the mailing

of a Notification Of Missing Requirements (Form PCT/DO/EO/905) indicating that an oath or declaration in compliance with 37 CFR 1.497 and additional fees (i.e., the surcharge for late filing of the oath or declaration, the search fee, and examination fee) are required.

A handwritten signature in black ink, appearing to read 'RMR', is positioned above the typed name.

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